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*Attorneys for Proposed Intervenor*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

DISABILITY RIGHTS OREGON,  
METROPOLITAN PUBLIC  
DEFENDERS INCORPORATED, and  
A.J. MADISON,

Plaintiffs,

vs.

PATRICK ALLEN, in his official capacity  
as Director of Oregon Health Authority,  
DOLORES MATTEUCCI, in her official  
capacity as Superintendent of the Oregon  
State Hospital,

Defendants,

and

LEGACY EMANUEL HOSPITAL &  
HEALTH CENTER d/b/a UNITY  
CENTER FOR BEHAVIORAL HEALTH,  
LEGACY HEALTH SYSTEM,

Case No.: 3:20-cv-00339-MO (Lead)  
Case No.: 3:21-cv-01637-MO (Member)

**DECLARATION OF ERIN K.  
OSLON IN SUPPORT OF MOTION  
TO INTERVENE**

PEACEHEALTH, and PROVIDENCE  
HEALTH & SERVICES – OREGON,

Intervenors.

I, Erin K. Olson, make this declaration subject to penalty of perjury:

1. I am one of the attorneys representing Laurie Miller, Andrew Limbeck, and Ashley Rochelle in this matter and in Marion County Circuit Court Case No. 23CR28431, *State of Oregon v. Charly Velasquez-Sanchez*.

2. I have reviewed the publicly-available criminal history of Charly Velasquez-Sanchez (“the defendant”), a listing of which is attached as Exhibit 1. The factual predicates alleged in each of those cases, which wereas obtained from publicly-filed documents, is as follows:

A. Case No. 19CR17968:

(1) Incident 1: On February 17, 2019, the defendant was involved in a motor vehicle accident involving another vehicle, and failed to remain at the scene to exchange information. He was charged with the Class A misdemeanor of Failure to Perform the Duties of a Driver when Property is Damaged.

(2) Incident 2: On July 4, 2019, while on release for Incident 1, the defendant ran into a gate at the Marion County Jail, causing extensive damage, and left the scene even after being directed to stay by a jail employee. The District Attorney Information for the February 17, 2019, incident was amended to add a charge of a Class A misdemeanor

of Failure to Perform the Duties of a Driver when Property is Damaged, and a warrant was issued to show cause why the defendant's release should not be revoked.

(3) Incident 3: On August 5, 2019, at 9:50 pm, an Oregon State Police trooper requested assistance locating the defendant's vehicle after the vehicle had eluded the trooper. Keizer Police located the vehicle a short time later, operated by the defendant, and attempted to detain it. The defendant took off in the vehicle, driving erratically and without his lights on to his home with police in pursuit. He was arrested outside his home, with numerous empty beer bottles in his car. He refused a breath test, and was arrested and eventually indicted on the charges for the first two incidents, as well as Felony Fleeing or Attempting to Elude a Police Officer, Driving Under the Influence of Intoxicants, Reckless Driving, and Interfering with a Peace Officer.

B. Case No. 19CR56085: On August 25, 2019, the defendant was arrested for Menacing two Keizer Police officers and Interfering with a Police Officer, all Class A misdemeanors.

C. Case No. 19CR68880: On October 20, 2019, the defendant was arrested for Attempted Assault in the Fourth Degree, perpetrated against his brother. He was detained in custody, then released for an out of custody aid and assist evaluation, then ordered into custody to be transported to the Oregon State Hospital on February 7, 2020.

D. Case No. 20CR08901: On February 8, 2020, the defendant was arrested for Assaulting a Public Safety Officer for an assault on a Marion County Sheriff's Deputy. He was transported to the Oregon State Hospital, and after three months of restorative treatment, he was found fit to proceed. Upon his return to Marion County, he entered into a global plea agreement on May 12, 2020.

E. Case No. 21CR46350: On September 22, 2021, the defendant was arrested for assaulting his brother and pushing his mother in the presence of his six year-old niece. He was charged with Assault IV and Harassment, evaluated for fitness to proceed, and sent to the Oregon State Hospital for treatment. He was found fit to proceed four months later, and upon his return to Marion County, entered a plea in February 2022.

F. Case No. 22CR35776: On June 9, 2022, the defendant was arrested in a city park where he "cause alarm and placed several people in fear when he \* \* \* was cussing, throwing an axe, and pointing at adults and children while holding the axe." He was again found unfit to proceed, and was treated at the Oregon State Hospital until he was found fit to proceed four months later in November of 2022.

G. Case No. 23C28431: On June 20, 2023, the defendant was arrested after assaulting three school employees on an elementary school playground. The accompanying declarations of Laurie Miller, Ashley Rochelle, and

Andrew Limbeck describe this incident. The defendant was found unfit to proceed on July 12, 2023, and sent to the Oregon State Hospital for treatment. He was discharged in January 2024, after six months of treatment that reportedly did not restore his fitness to proceed.

**I declare under penalty of perjury under the laws of the United States of America and the State of Oregon that the foregoing is true and correct.**

Dated: February 21, 2024.

A handwritten signature in black ink, appearing to read "Erin K. Olson", written over a horizontal line.

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Erin K. Olson, OSB 934776

EXHIBIT 1

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## Criminal, Traffic and Parking Case Records Search Results

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Record Count: 7

Search By: Defendant Exact Name: on Party Search Mode: Name Last Name: velasquez\* First Name: Charly All All Sort By: Filed Date

Case Number	Citation Number	Defendant Info	Filed/Location	Type/Status	Charge(s)
<a href="#">19CR17968</a>		Velasquez-Sanchez, Charly 1996	03/15/2019 Marion	Offense Felony Closed	Failure to Perform Duties of Driver-Property Damage Failure to Perform Duties of Driver-Property Damage Fleeing or Attempting to Elude a Police Officer Driving Under the Influence of Intoxicants Refusal to Take a Test for Intoxicants Interfering w/ Peace/Parole and Probation Officer Reckless Driving
<a href="#">19CR56085</a>		Velasquez-Sanchez, Charley Josh 1996	08/26/2019 Marion	Offense Misdemeanor Closed	Menacing Menacing Interfering w/ Peace/Parole and Probation Officer
<a href="#">19CR68880</a>		Velasquez-Sanchez, Charly Josh 1996	10/21/2019 Marion	Offense Misdemeanor Closed	Attempt to Commit a Class A Misdemeanor
<a href="#">20CR08901</a>		Velasquez-Sanchez, Charly Josh 1996	02/10/2020 Marion	Offense Felony Pending Fitness to Proceed	Assaulting a Public Safety Officer
<a href="#">21CR46350</a>		Velasquez-Sanchez, Charly Josh 1996	09/23/2021 Marion	Offense Felony Pending Fitness to Proceed	Assault in the Fourth Degree Harassment
<a href="#">22CR35776</a>		Velasquez-Sanchez, Charly Josh 1996	07/26/2022 Marion	Offense Misdemeanor Pending Fitness to Proceed	Disorderly Conduct in the Second Degree
<a href="#">23CR28431</a>		Velasquez-Sanchez, Charly Josh 1996	06/15/2023 Marion	Offense Felony Pending Fitness to Proceed	Assault in the Fourth Degree Assault in the Fourth Degree Assault in the Fourth Degree Criminal Trespass in the Second Degree